

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

MANUEL CHAVEZ,

Plaintiff,

v.

No. CIV 15-0734 LAM

**CAROLYN W. COLVIN,
Acting Commissioner of the Social
Security Administration,**

Defendant.

SECOND ORDER TO SHOW CAUSE

THIS MATTER is before the Court *sua sponte* to consider Plaintiff's failure to respond to the Court's Order to Show Cause [*Doc. 8*] entered on September 2, 2015, which required that Plaintiff, no later than ***September 16, 2015***, either file a response to the Order to Show Cause with more information that would justify granting Plaintiff *in forma pauperis* status, or pay the filing fee. As of this date, Plaintiff has not responded to the Court's Order to Show Cause, nor has he paid the filing fee. A district court has the inherent power to dismiss a case, even with prejudice, *sua sponte* for failure to prosecute or for failure to comply with a court order. *See Link v. Wabash R.R. Co.*, 370 U.S. 626, 629-31 (1962); *Olsen v. Mapes*, 333 F.3d 1199, 1204 n.3 (10th Cir. 2003).

IT IS THEREFORE ORDERED that, by **October 7, 2015**, Plaintiff shall file a response to this Order showing cause why this case should not be dismissed. ***Plaintiff is hereby***

notified that failure to respond to this Order may result in dismissal of this case without prejudice without further notice.

IT IS SO ORDERED.



LOURDES A. MARTÍNEZ
UNITED STATES MAGISTRATE JUDGE